THE HON'BLE SRI JUSTICE S.ANANDA REDDY

Writ Petition No.21444 of 2007

09.10.2007

Between

Sangireddy Madan Kumar

…Petitioner

And

The District Collector, West Godavari District, Eluru and others.

…Respondents

THE HON'BLE SRI JUSTICE S.ANANDA REDDY

Writ Petition No.21444 of 2007

ORDER:

This writ petition is filed aggrieved by the alleged action of the respondents in not receiving the objections, which are sought to be filed by the petitioner. However, from the averments made in the affidavit filed in support of the writ petition as well as from the Notification issued under Section 4(1) of the Land Acquisition Act, 1894 (for short 'the Act'), it is clear that enquiry under Section 5-A of the Act was not dispensed with and the Revenue Divisional Officer is proposing to conduct enquiry under Section 5-A of the Act. It is also admitted by the learned counsel for the petitioner that no notice proposing to conduct enquiry under Section 5-A of the Act has been

issued so far.

Under the above circumstances, the third respondent-Land Acquisition Officer is directed to receive the objections of the petitioner during enquiry under Section 5-A of the Act and consider the same, after giving opportunity to the petitioner even though his name was not shown in the notification under Section 4(1) of the Act, since the petitioner is claiming to be the owner of the property in question having purchased the same from the wife of Chukka Lakshmaiah, who is no more. The petitioner is also directed to file his objections along with the proof of his right to the property.

The writ petition is accordingly disposed of, at the admission stage. No costs.

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09.10.2007

VGB